

MINUTES OF COUNCIL REGULAR MEETING – DECEMBER 9, 2008

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THE CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, DECEMBER 9, 2008, AT 6:30 P.M., IN THE COUNCIL CHAMBERS, WEST VALLEY CITY HALL, 3600 CONSTITUTION BOULEVARD, WEST VALLEY CITY, UTAH. THE MEETING WAS CALLED TO ORDER BY MAYOR NORDFELT.

THE FOLLOWING MEMBERS WERE PRESENT:

Dennis J. Nordfelt
Russ Brooks
Carolynn Burt
Joel Coleman
Corey Rushton
Steve Vincent

Wayne Pyle, City Manager
Sheri McKendrick, City Recorder

ABSENT: Mike Winder

STAFF PRESENT:

Paul Isaac, Assistant City Manager
Richard Catten, City Attorney
Jim Welch, Finance Director
Kevin Astill, Parks and Recreation Director
Buzz Nielsen, Police Chief
John Evans, Fire Chief
Russell Willardson, Public Works Director
Joseph Moore, CED Director
Aaron Crim, Administration
Steve Pastorik, CED Director
Jake Arslanian, Public Works Department

14319 OPENING CEREMONY

The Opening Ceremony was conducted by Carolynn Burt who read an inspirational thought regarding Christmas.

14320 SCOUTS

Mayor Nordfelt welcomed Scout Troop No. 636 in attendance to complete requirements for the Citizenship in the Community merit badge.

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14321 **APPROVAL OF MINUTES OF REGULAR COUNCIL MEETING HELD NOVEMBER 25, 2008**

The Council read and considered the Minutes of the Regular Council Meeting held November 25, 2008. There were no changes, corrections or deletions.

After discussion, Councilmember Coleman moved to approve the Minutes of the Regular Council Meeting held November 25, 2008, as written. Councilmember Brooks seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Brooks	Yes
Mr. Coleman	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mayor Nordfelt	Yes

Unanimous.

14322 **EMPLOYEE OF THE MONTH, DECEMBER 2008 – DALE ANN WRIGHT, POLICE DEPARTMENT**

Councilmember Vincent read the nomination of Dale Ann Wright, Police Department, to receive the Employee of the Month award for December, 2008. On behalf of the City Council, Councilmember Vincent presented the award to Ms. Wright.

14323 **COMMENT PERIOD**

Upon inquiry by Mayor Nordfelt, the following individuals addressed the City Council during the Comment Period:

Adam Leffler, 3887 South 2200 West, addressed the City Council. Mr. Leffler stated he desired to discuss a topic he thought was a serious issue in the City. He expressed hope the Council would move forward to adopt the two proposed ordinances which he had drafted and previously submitted to the City Council regarding illegal immigration issues. He also discussed statistics regarding impacts to the United States and local communities for services to illegal aliens and their families. He read aloud from the draft ordinances related to immigration and regulations for food vendors. Mr. Leffler stated he respectfully requested the Council consider his request.

Mayor Nordfelt advised there were several bills that had been pre-filed at the State Legislature regarding some of the issues discussed by Mr. Leffler. He

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further suggested the Council wait to see what action was taken on a State level before taking any action on the municipal level. He also noted the Council had recently amended the City's ordinance regarding food vendors.

Karen Barton, 4084 West 3860 South, addressed the City Council. Ms. Barton stated she was a proud resident of the City since its incorporation. She expressed her opinion the City had been "invaded" by illegal aliens. She discussed problems caused by "these people" and those in government just "pass the buck" and do nothing to solve the problem. She also expressed concern regarding the numbers of "illegals" working here and that was part of the cause in the downturn in our economy.

Scott Warr, (no address given), addressed the City Council. Mr. Warr discussed an update regarding the status of the Kelly Benson Apartments. He distributed written information and requested the Council write e-mails or letters to Jonathan Hanks at Utah Housing Corporation indicating West Valley City was not against the project, just the location as it was not appropriate and the zoning did not allow the use.

Mayor Nordfelt advised the City's position regarding this issue had already been addressed in a letter drafted by the City Attorney and signed by the Mayor. He cautioned the Council that if a letter was written or e-mail sent as requested by Mr. Warr, that it be clearly stated and it be done as residents of West Valley City and not elected officials.

14324

PUBLIC HEARING, APPLICATION NO. Z-7-2008, FILED BY ZIONS SECURITIES, CORP., REQUESTING A CHANGE OF ZONE FROM 'M' (MANUFACTURING) TO 'R-1-8' (RESIDENTIAL, SINGLE-FAMILY, MINIMUM LOT SIZE 8,000 SQ. FT.) FOR PROPERTY LOCATED ON THE SOUTHWEST CORNER OF LAKE PARK BOULEVARD AND CORPORATE PARK DRIVE

City Manager, Wayne Pyle, stated a public hearing had been advertised in order for the City Council to hear and consider public comments regarding Application No. Z-7-2008, filed by Zions Securities Corp., requesting a change of zone from 'M' (Manufacturing) to 'R-1-8' (Residential, Single-Family, minimum lot size 8,000 sq. ft.) for property located on the southwest corner of Lake Park Boulevard and Corporate Park Drive. He discussed proposed Ordinance No. 08-56 and proposed Resolution No. 08-298 related to the Application to be considered by the City Council subsequent to the public hearing, as follows:

City Manager, Wayne Pyle, presented proposed Ordinance No. 08-56 which would amend the Zoning Map to show a change of zone for property located on the southwest corner of Lake Park Boulevard and Corporate Park Drive from

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Zone 'M' (Manufacturing) to 'R-1-8' (Residential, Single-Family, minimum lot size 8,000 sq. ft.) zone.

Mr. Pyle stated Zions Securities Corp. had requested a zone change for 11.12 acres on the southwest corner of Lake Park Boulevard and Corporate Park Drive, as described above. He also stated surrounding zones included 'M' to the north, east, and west, and 'R-1-8' to the south. He indicated surrounding land uses included vacant land to the north, west and south, and the Lake Park Corporate Center to the east. He also stated the subject property had been designated as Business/Research Park and Mixed Use in the West Valley City General Plan.

The City Manager reported if the application was approved Zions Securities and Ivory Development planned to develop the subject property together with another 51.91 acres to the south already zoned 'R-1-8' as Highbury Plat C, a Planned Unit Development (PUD) with three housing types.

City Manager, Wayne Pyle, presented proposed Resolution No. 08-298 which would authorize the City to enter into a Development Agreement with Ivory Development, LLC, for approximately 98 acres of real property being developed between 3100 South and Lake Park Boulevard and east of Daybury Drive.

Mr. Pyle stated the proposal would authorize an agreement to establish minimum standards for an approximate 98 acre Planned Unit Development (PUD) between 3100 South and Lake Park Boulevard and east of Daybury Drive.

The City Manager reported Zions Securities, with Ivory Development, had submitted a re-zone application to change 11.1 acres of property from 'M' (Manufacturing) to 'R-1-8' (Single-Family Residential, minimum lot size 8,000 sq. ft.). He further stated, initially, the re-zone application had been accompanied with a development agreement for Highbury Plat C with the layout as shown in the Concept 1, as distributed to the City Council. He indicated the Highbury Place Subdivision or Highbury Plat B already had preliminary plat approval as well as an approved development agreement for single-family homes. He further explained Ivory then presented two other concepts to the Planning Commission supported by City staff as improvements to the original concept. The Planning Commission ultimately selected Concept 3, as shown in the documents. He further explained since the approved development agreement for Highbury Place only allowed for single-family homes, the proposed development agreement replaced the original agreement for Highbury Place and established a new agreement for Plat C.

City Manager, Wayne Pyle, reported the proposed agreement included three housing types: single-family homes, parkside homes, and townhomes. He stated the development agreement contained standards for the PUD overall as well as

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standards for each housing type. He discussed information regarding main points in the agreement, summarized as follows:

- No more than 444 dwelling units would be built on the subject property
- Open space, water features/lakes, park space, a clubhouse, and trails would be included
- Community gateway icons, neighborhood entry features, and trail markers would be provided
- Street trees would be installed by the developer
- All units to be constructed of 100% masonry materials as defined by the City
- All parkside homes and regular single-family homes to have basements
- Homes would be built as shown in Ivory's catalogues

Mayor Nordfelt opened the public hearing.

Steve Freebairn addressed the City Council and stated he preferred not to give his home address for personal reasons. Mr. Freebairn stated a petition had been submitted to the Planning Commission during a recent hearing and he desired to make sure the Council was aware of it and the number of people who signed in opposition to the proposal. He also asked the original development agreement remain in place as he would like the neighborhood to be as proposed when he signed the contract for his home. He expressed concern regarding the noticing requirements as there were many homeowners that had not yet closed on their homes and not notified of this hearing. He also stated it was only fair that potential residents of Highbury were informed of changes to be considered. He stated specific reasons why he was opposed to the proposal. He also expressed concern that additional townhomes could become rental properties. He answered questions from members of the City Council.

David Palmer, 5344 West 2890 South, addressed the City Council. Mr. Palmer stated he and his wife built their home in the Highbury community based on the original proposal and he would like to see it stay that way.

Chris Gamvroulas, Ivory Development, applicant, addressed the City Council. Mr. Gamvroulas stated he knew the Council had read and reviewed the proposal. He introduced others in attendance from Ivory and Zions Securities. He discussed a neighborhood meeting held prior to the Planning Commission meeting and stated eight or ten households were represented at that meeting in which the reasons for making the requested change had been discussed. He displayed a map of the subdivision and discussed what had been built and platted. He also displayed a map of areas platted that had been displayed in the model home at Highbury. Mr. Gamvroulas discussed redesign of the development due to construction of Monticello Charter School, and design of the lake system. He also

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discussed the proposal in detail, and gave reasons for design and limits for development. He discussed comments and suggestions by residents attending the neighborhood meeting. He discussed traffic issues and stated it came up during the Planning Commission hearing. He further discussed the petition referenced by Mr. Freebairn and suggested the Council “take it for what it’s worth” and consider the predetermined outcome. Mr. Gamvroulas talked about notification issues and read a statement that had been given to buyers of properties in Highbury which explained the subject proposal. He also commented regarding some of the issues of concern stated by Mr. Freebairn. He further stated the development agreement would be a “holistic approach” and encompassed the entire development. Mr. Gamvroulas requested approval and answered questions from the City Council.

Don White, Zions Securities, addressed the City Council and answered questions regarding the proposal. Mr. White discussed the need for an “active adult” maintenance-free home product and lifestyle that was desired by certain homebuyers. He requested approval of the proposal.

There being no one else to speak either in favor or in opposition, Mayor Nordfelt closed the public hearing.

Upon discussion, City Council members expressed individual thoughts, comments and opinions regarding the proposal and issues brought up by residents during the public hearing.

ACTION: CONSIDER ORDINANCE NO. 08-56, AMENDING THE ZONING MAP TO SHOW A CHANGE OF ZONE FOR PROPERTY LOCATED ON THE SOUTHWEST CORNER OF LAKE PARK BOULEVARD AND CORPORATE PARK DRIVE FROM ZONE ‘M’ (MANUFACTURING) TO ‘R-1-8’ (RESIDENTIAL, SINGLE-FAMILY, MINIMUM LOT SIZE 8,000 SQ. FT.) ZONE

The City Council previously held a public hearing regarding Application No. Z-7-2008 and proposed Ordinance No. 08-56 which would amend the Zoning Map to show a change of zone for property located on the southwest corner of Lake Park Boulevard and Corporate Park Drive from zone ‘M’ (Manufacturing) to ‘R-1-8’ (Residential, Single-Family, minimum lot size 8,000 sq. ft.) zone.

After discussion, Councilmember Vincent moved to approve Ordinance No. 08-56, an Ordinance Amending the Zoning Map to Show a Change of Zone for Property Located on the Southwest Corner of Lake Park Boulevard and Corporate Park Drive from Zone ‘M’ (Manufacturing) to ‘R-1-8’ (Residential Single-Family, Minimum Lot Size 8,000 Square Feet). Councilmember Brooks seconded the motion.

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A roll call vote was taken:

Mr. Vincent	Yes
Mr. Brooks	Yes
Mr. Coleman	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mayor Nordfelt	Yes

Unanimous.

ACTION: CONSIDER RESOLUTION NO. 08-298, AUTHORIZING THE CITY TO ENTER INTO A DEVELOPMENT AGREEMENT WITH IVORY DEVELOPMENT, LLC, FOR APPROXIMATELY 98 ACRES OF REAL PROPERTY BEING DEVELOPED BETWEEN 3100 SOUTH AND LAKE PARK BOULEVARD AND EAST OF DAYBURY DRIVE

After discussion, Councilmember Vincent moved to approve Resolution No. 08-298, A Resolution Authorizing the City to Enter Into a Development Agreement with Ivory Development, LLC, for Approximately 98 Acres of Real Property Being Developed between 3100 South and Lake Park Boulevard and east of Daybury Drive. Councilmember Brooks seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Brooks	Yes
Mr. Coleman	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mayor Nordfelt	Yes

Unanimous.

14325

ORDINANCE NO. 08-57, AMEND SECTION 1-2-103 OF TITLE 1 OF THE WEST VALLEY CITY MUNICIPAL CODE BY INCREASING CIVIL PENALTIES ASSOCIATED WITH ADMINISTRATIVE CITATIONS ISSUED BY THE CITY

City Manager, Wayne Pyle, presented proposed Ordinance No. 08-57 which would amend Section 1-2-103 of Title 1 of the West Valley City Municipal Code by increasing the civil penalties associated with administrative citations issued by the City.

Mr. Pyle stated administrative citations issued by Code Enforcement Officers currently carried penalties of \$25.00, \$50.00, and \$100.00 respectively for first,

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second and third level citations. He also stated it had been the experience of Code Enforcement that the current penalties imposed did not have the desired effect of preventing further or repeat violations. He indicated by increasing penalties to \$100.00, \$200.00, and \$400.00, respectively, the Community Preservation Department would be better able to prevent serial non-compliance.

Upon discussion, Councilmember Burt she had completed research regarding the process of other cities prior to issuing citations regarding code violations. She also expressed concern regarding the amount of fines.

After discussion, Councilmember Burt moved to approve Ordinance No. 08-57, an Ordinance Amending Section 1-2-103 of Title 1 of the West Valley City Municipal Code by Increasing the Civil Penalties Associated with Administrative Citations Issued by the City, and Amending \$100.00 to \$50.00 on Page 2, Line 14 of the Ordinance. Councilmember Rushton seconded the motion.

Upon inquiry, City Manager, Wayne Pyle, clarified and discussed the difference between a notice of violation and an administrative citation. He also explained reasons for proposed amounts and situations in which administrative citations would be issued.

After further discussion, a roll call vote was taken:

Mr. Vincent	No
Mr. Brooks	No
Mr. Coleman	No
Ms. Burt	Yes
Mr. Rushton	No
Mayor Nordfelt	No

Motion failed, lack of majority.

Councilmember Coleman moved to approve Ordinance No. 08-57, an Ordinance Amending Section 1-2-103 of Title 1 of the West Valley City Municipal Code by Increasing the Civil Penalties Associated with Administrative Citations Issued by the City. Councilmember Brooks seconded the motion.

A roll call vote was taken:

Mr. Vincent	No
Mr. Brooks	Yes
Mr. Coleman	Yes
Ms. Burt	Yes
Mr. Rushton	Yes

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Mayor Nordfelt

Yes

Majority.

14326

RESOLUTION NO. 08-299, APPROVE AN AGREEMENT WITH THE COMMUNITY EDUCATION PARTNERSHIP OF WEST VALLEY CITY, INC. (CEP) FOR AFTER-SCHOOL AND OUT-OF-SCHOOL PROGRAMS FOR CHILDREN

City Manager, Wayne Pyle, presented proposed Resolution No. 08-299 which would approve an Agreement with the Community Education Partnership of West Valley City, Inc. (CEP) for after-school and out-of-school programs for children.

Mr. Pyle stated the proposed agreement would allow CEP to provide administrative services to the City regarding development and coordination of after-school and out-of-school programs. He discussed the services to be provided summarized as follows:

- General management of the programs funded by the City
- Perform fund raising activities to promote after-school and out-of-school programs
- Research and write grants to obtain additional funding for after-school and out-of-school programs
- Management of grant funds and compliance with the various reporting requirements related to specific grants
- Selection and management of personnel necessary to carry out the programs funded by the City
- Develop and implement plans for and programs to enhance the mission of the CEP and the City
- Monitor various sites where City funded programs would be implemented and conducted
- Periodic review of curriculum to be used in the City funded programs
- Measurement and assessment of student development and skills
- Act as after school liaison with organizations providing funding to the CEP on all program issues
- Create new partnerships and collaborations to assist in programming, development, community support, financial support, and other collaborations after school deemed appropriate by the City

The City Manager further explained the City would pay CEP a maximum of \$30,000.00 per year for a period of five years, and not more than \$150,000.00 over a five year period, for the services rendered under the agreement. He indicated the City would also pay CEP a maximum of \$4,000.00 per year for a

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period of five years, and not more than \$20,000.00 over a five year period, for health and dental insurance of the CEP Executive Director.

After discussion, Councilmember Burt moved to approve Resolution No. 08-299, a Resolution Authorizing the Execution of an Agreement between West Valley City and the Community Education Partnership of West Valley City, Inc. (CEP) for After-School and Out-of-School Programs for Children. Councilmember Rushton seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Brooks	Yes
Mr. Coleman	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mayor Nordfelt	Yes

Unanimous.

14327

RESOLUTION NO. 08-300, APPROVE INTERLOCAL COOPERATION AGREEMENT BETWEEN WEST VALLEY CITY, SOUTH SALT LAKE CITY, SOUTH JORDAN CITY, MURRAY CITY, SANDY CITY, WEST JORDAN CITY, MIDVALE CITY AND BLUFFDALE CITY (METRO FIRE AGENCY)

City Manager, Wayne Pyle, presented proposed Resolution No. 08-300 which would approve an Interlocal Cooperation Agreement between West Valley City, South Salt Lake City, South Jordan City, Murray City, Sandy City, West Jordan City, Midvale City, and Bluffdale City (Metro Fire Agency).

Mr. Pyle stated the subject agreement would authorize West Valley City Fire Department to continue its membership in the Metro Fire Agency. He explained the Metro Fire Agency had been formed to assist in furthering protection of citizens of respective cities in order to provide adequate emergency services for some of its 911 responses.

The City Manager reported functional consolidation allowed for municipal fire departments to share personnel and equipment at emergency scenes because different departments from different cities had agreed to standard procedures for incident command, training, apparatus and equipment, and communications. He stated such procedures facilitated safe and competent emergency responses. He also stated functional consolidation also improved the ability of formal organized fire departments to provide a higher level of fire prevention, fire investigation, and public safety services in the respective communities.

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After discussion, Councilmember Coleman moved to approve Resolution No. 08-300, a Resolution Approving an Interlocal Cooperation Agreement between West Valley City, South Salt Lake City, South Jordan City, Murray City, Sandy City, West Jordan City, Midvale City and Bluffdale City (Metro Fire Agency). Councilmember Vincent seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Brooks	Yes
Mr. Coleman	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mayor Nordfelt	Yes

Unanimous.

14328

RESOLUTION NO. 08-301, DECLARING UNCLAIMED MONEY SEIZED BY THE POLICE DEPARTMENT BE SPENT IN A “PUBLIC INTEREST USE”

City Manager, Wayne Pyle, presented proposed Resolution No. 08-301 which would declare unclaimed money in the amount of \$93,696.00 seized by the Police Department be spent in a “public interest use.”

Mr. Pyle stated the Police Chief had consulted with the City Manager regarding the need to purchase capital equipment items and software not otherwise provided for in the regular police budget. He further stated the money had been seized as part of routine investigations by the Police Department and originally held for asset forfeiture proceedings or as evidence of criminal activity. He indicated the Police Department had complied with all State requirements to identify, locate, and return the funds and had been unable to do so. He stated, therefore, the money had been forfeited to West Valley City and was currently in a revenue account. He advised in order to expend the money, the final step, according to State law, would be for the Council to approve the expenditure as being a “public interest use.”

After discussion, Councilmember Burt moved to approve Resolution No. 08-301, a Resolution Declaring Unclaimed Money Seized by the Police Department be Spent in a “Public Interest Use.” Councilmember Brooks seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
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Mr. Brooks	Yes
Mr. Coleman	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mayor Nordfelt	Yes

Unanimous.

14329

RESOLUTION NO. 08-302, AUTHORIZE PURCHASE OF IMAGING AND PIN-MAPPING SOFTWARE MODULES FROM SPILLMAN TECHNOLOGIES, INC. FOR USE BY THE POLICE DEPARTMENT

City Manager, Wayne Pyle, presented proposed Resolution No. 08-302 which would authorize purchase of imaging and pin-mapping software modules from Spillman Technologies, Inc., in the amount of \$60,000.00, for use by the Police Department.

Mr. Pyle stated the proposal would authorize purchase of two software module applications to enhance other Spillman products currently being used. He further stated the imaging software would allow images to be stored in the Spillman system and the pin-mapping software would enhance statistical information gathering, reporting and use.

The City Manager reported the Police Department currently used several Spillman products for report writing, intelligence gathering, management of resources and personnel, including the collection and reporting of statistical information. He stated the Department also utilized imaging software from SIRE, incorporating and storing photographs and documents produced by Department personnel during the course of daily duties. He indicated several different vendors were used to assist with the collection and reporting of statistical information.

Mr. Pyle further reported that under the current system, photographs taken during the normal course of investigative activity were stored in the SIRE system and any reports relating to those photographs were stored in the Spillman system. When a report or other information was needed, Spillman needed to be accessed and if photographs or documents were needed, SIRE needed to be accessed. He stated if an investigator needed both then both systems needed to be accessed to produce the information and photographs. The imaging system would reduce the need to access SIRE as all images, including documents, could be entered into the system. He further explained both documents and photographs could be accessed via Spillman. With acquisition of the imaging software, all photographs and many documents associated with a case number (i.e., name, property, or vehicle) would be stored and readily accessible under a case number, a name or a vehicle. There would be no need to access a second system for photographs. He stated the

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imaging system would also allow access by officers from their respective vehicles.

City Manager, Wayne Pyle, further discussed an example stating currently photographs of gang members were not stored on the Spillman system. With the imaging system a gang member's photograph, including any tattoos, vehicle(s) and any other type of photograph associated with that individual, could be stored and accessed by officers either in the Department office or in the field from a vehicle.

Mr. Pyle stated, regarding pin-mapping, the Department relied on several vendors to "mine" data from the City's systems which produced statistical information used for crime maps, investigative research, tracking sex offenders and gang members, supplying information for GRAMA requests, crime analysis, identification of current criminal activity. He indicated purchasing the pin-mapping software would either eliminate the need for other software products or make those products more effective. He explained this system would also work more efficiently with current Spillman applications used now by the Department.

The City Manager discussed an example stating the Department currently used CrimeReports.com to provide crime mapping information to anyone with Internet access. He stated pin-mapping would reduce or eliminate need to use this company and allow the Department direct control of information disseminated in this manner. He indicated with pin-mapping the Department could also provide each Councilmember and the City Manager with access to the crime maps covering respective Council districts and/or for the entire City.

After discussion, Councilmember Brooks moved to approve Resolution No. 08-302, a Resolution Authorizing West Valley City to Purchase Imaging and Pin-Mapping Software Modules from Spillman Technologies, Inc. for use by the Police Department. Councilmember Coleman seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Brooks	Yes
Mr. Coleman	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mayor Nordfelt	Yes

Unanimous.

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MOTION FOR EXECUTIVE SESSION

After discussion, Councilmember Rushton moved to adjourn and reconvene in an Executive Session for discussion of professional competence and character of an individual. Councilmember Brooks seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Brooks	Yes
Mr. Coleman	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mayor Nordfelt	Yes

Unanimous.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY CITY COUNCIL, THE REGULAR MEETING OF TUESDAY, DECEMBER 9, 2008, WAS ADJOURNED AT 8:24 P.M., BY MAYOR NORDFELT.

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THE WEST VALLEY CITY COUNCIL MET IN AN EXECUTIVE SESSION ON TUESDAY, DECEMBER 9, 2008, AT 8:30 P.M., IN THE ADMINISTRATION CONFERENCE ROOM, WEST VALLEY CITY HALL, 3600 CONSTITUTION BOULEVARD, WEST VALLEY CITY, UTAH. THE MEETING WAS CALLED TO ORDER BY MAYOR NORDFELT.

THE FOLLOWING MEMBERS WERE PRESENT:

Dennis J. Nordfelt
Russ Brooks
Carolynn Burt
Joel Coleman
Corey Rushton
Steve Vincent

Wayne Pyle, City Manager
Sheri McKendrick, City Recorder

ABSENT: Mike Winder

STAFF PRESENT:

Richard Catten, City Attorney

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY CITY COUNCIL, THE EXECUTIVE SESSION OF DECEMBER 9, 2008, WAS ADJOURNED AT 9:14 P.M., BY MAYOR NORDFELT.

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SWORN STATEMENT

As the Mayor, I presided at a closed meeting of the West Valley City Council on December 9, 2008. Pursuant to Section 52-4-7.5 Utah Code annotated, 1953 as amended, I hereby sign this sworn statement and affirm that the sole purpose for closing the meeting was to discuss the character, professional competence, or physical or mental health of an individual.

SWORN to this _____ day of _____, 2008.

MAYOR

ATTEST:

City Recorder

I hereby certify that the foregoing to be a true, accurate and complete record of the proceedings of the Regular Meeting and Executive Session of the West Valley City Council held Tuesday, December 9, 2008.

Sheri McKendrick, MMC
City Recorder